FAX RECTIVED

MAR 2 1 2003

GROUP 1600

OFFICIAL

ATTORNEY AT LAW

8TH FLOOR 1100 NORTH GLEBE ROAD ARLINGTON, VIRGINIA 22201-4714 TELEPHONE: (703) 816-4000 FACSIMILE: (703) 816-4100 WRITER'S DIRECT DIAL NUMBER:

(703) 816-4011

# FACSIMILE COVER SHEET PLEASE DELIVER IMMEDIATELY!!!!

Atty Dkt.:	620-125			
		Date:	March 20, 2003	
To:	Exa	Examiner Ibrahim, M.A Group: 1638		
Firm:		USPTO		
Facsimile No.:		(703) 308-4242		
From:		Mary J. Wilson		
Number of Pa (IF YOU DO NOT RECEIV PLEASE CONTACT US IN		ES OR ENCOUNTER	28 R DIFFICULTIES IN TRANSMISSION,	
		•	Tabitha A. Trice	
			FACSIMILE OPERATOR	
		ND CORRESPO	TRACT OF THE NDENCE ADDRESS	

INDICATION FURIN

**MESSAGE:** 

In re PATENT APPLICATION OF:

SCHULZE-LEFERT et al Serial No.: 09/722,377

Filed: November 28, 2000

For: POLYNUCLEOTIDE AND ITS USE FOR MODULATING A DEFENCE

RESPONSE IN PLANTS

### CONFIDENTIALITY NOTE

The documents accompanying this facsimile transmission contain information belonging to Nixon & Vanderhye, which is confidential and/or legally privileged. This information is only intended for the use of the individual or entity named above. IF YOU ARE NOT THE NAMED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISCLOSURE, COPYING, DISTRIBUTION OR TAKING OF THIS INFORMATION FOR ANY USE WHATSOEVER IS STRICTLY PROHIBITED. If you have received this facsimile in error, please immediately contact us by telephone to arrange for return of the original documents to us.

721882

件15

IN THE UNITED STATES PATENT AND TRADEMAR

In re Patent Application of

Atty Dkt. 620-125

M# C#

SCHULZE-LEFERT et al

1638 Group Art Unit:

S rial No. 09/722,377

Examiner: Ibrahim, M.A.

Filed:

November 28, 2000

Dat: March 20, 2003

Title:

POLYNUCLEOTIDE AND ITS USE FOR MODULATING A DEFENCE RESPONSE

IN PLANTS

Assistant Commissioner for Patents

Washington, DC 20231

Sir:

RESPONSE/AMENDMENT/LETTER

This is a response/amendment/letter in the above-identified application and includes an attachment which is hereby incorporated by reference and the signature below serves as the signature to the attachment in the absence of any other signature thereon.

# □ Correspondence Address Indication Form Attached.

#### Fees are attached as calculated below: 0 minus highest number Total effective claims after amendment \$ 0.00 previously paid for (at least 20) = \$ 18.00 20 minus highest number Independent claims after amendment 0 \$ 84.00 \$ 0.00 previously paid for (at | east 3) =0 X 3 If proper multiple dependent claims now added for first time, add \$280.00 (ignore improper) 0.00 Petition is hereby made to extend the current due date so as to cover the filing date of this paper and attachment(s) (\$110.00/1 month; \$410.00/2 months; \$930.00/3 months) 930.00 0.00 Terminal disclaimer enclosed, add \$ 110.00 0.00 First/second submission after Final Rejection pursuant to 37 CFR 1.129(a) (\$750.00) Please enter the previously unentered , filed Submission attached 930.00 Subtotal If "small entity," then enter half (1/2) of subtotal and subtract -\$ 0.00 Applicant claims "small entity" status. Statement filed herewith Rule 56 Information Disclosure Statement Filing Fee (\$180.00) \$ 0.00 \$ 0.00 Assignment Recording Fee (\$40.00) 0.00 Other:

TOTAL FEE TO BE DEBITED 930.00 The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this

firm) to our Account No. 14-1140. A duplicate copy of this sheet is attached.

1100 North Glebe Road, 8th Floor Arlington, Virginia 22201-4714 Telephone: (703) 816-4000 Facsimile: (703) 816-4100

MJW:tat

**NIXON & VANDERHYE P.C.** 

By Atty: Mary J. Wilson, Reg. No. 32,955

Signature:

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION OF

SCHULZE-LEFERT et al

Atty. Ref.: 620-125

Serial No.: 09/722,377

Group Art Unit: 1638

Filed: November 28, 2000

Ibrahim, M.A. Examiner:

For: POLYNUCLEOTIDE AND ITS USE FOR MODULATING A DEFENCE

RESPONSE IN PLANTS

March 20, 2003

## AMENDMENT

Hon. Commissioner of Patents and Trademarks Washington, DC 20231

Sir:

This is in response to the Office Action dated September 20, 2002, in the above matter, the period for response having been extended up to March 20, 2003, by submission of the required petition and fee herewith. Kindly amend the above-identified application as follows.

## IN THE SPECIFICATION:

Please replace the paragraph beginning at page 19, line 1, with the following rewritten paragraph:

25L

5'-GTG CAT CTG CGT GTG CGT A-3' (SEQ ID NO:57)

25LN

5'-GTG TGC GTA CCT GGT AGA G-3' (SEQ ID NO:58)